NOV 2 3 2005 IN THE UN

ITW

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Steven Glenn Keener

Group Art Unit: 1742

Serial No.

10/707,173

Examiner: Wyszomierski, George P.

Filed:

November 25, 2003

For: METHOD FOR PREPARING ULTRA-FINE, SUBMICRON GRAIN

TITANIUM AND TITANIUM-ALLOY ARTICLES AND

ARTICLES PREPARED THEREBY

Attorney Docket No:

02-1231(BOE0391)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on:

Date of Deposit

Donna Kraft

Signature

SUPPLEMENTAL DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.56

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with 37 C.F.R. § 1.56, the art listed and identified on Substitute Forms PTO-1449 is submitted in response to a foreign search report dated October 26, 2005, for consideration by the Examiner. A copy of the foreign search report is included herewith.

It is Applicant's opinion that the claims presently on file patentably distinguish the present invention from each of these references. The above references are being cited only in the interests of candor and without any admission that they constitute

02-1231(BOE0391)

10/707,173

statutory prior art or contain matter which anticipates the invention or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art.

-2-

It is hereby certified that this Supplemental Disclosure Statement is being submitted to the Patent Office within three (3) months from the date the references were received. Therefore no fee is due at this time. However, the Commissioner is authorized to charge any additional fees, which may be required, or credit any overpayment, to Deposit Account No. 50-0476.

Respectfully submitted,

ARTZ & ARTZ, P.C.

Kevin G. Mierzwa

Registration No. \$8,049

28333 Telegraph Road, Ste. 250

Southfield, MI 48034

(248) 223-9500

Date: 1/21/05

PTO/SB/08A (07-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE under the Paperwork deduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/707,173

Filing Date November 25, 2003

First Named Inventor Steven Glenn Keener

Art Unit 1742

Examiner Name Wyszomierski, George P.

Complete if Known

(Use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number 02-1231(BOE0391)

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 3,363,846	Jan. 16, 1968	Eck	
		^{US-} 5,775,603	Jul. 7, 1998	Kohler	
		^{US-} 2004/177723	Sep. 16, 2004	Van Daam	
·		US-		·	
		US-			
	1	US-			
		US-			
		US-			
	1	US-			
	1	US-			
		US-			

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	6
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Τ°
		EP 1321199	Jun. 25, 2003	The Boeing Company		
		EP 0919284	Jun. 2, 1999	Fraunhofer-Gesellschaft		
						L
						l

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/08B (07-05) Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for The FAMP	ce required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known			
Substitute (0) Really (1170-117)	Application Number	10/707,173		
INFORMATION DISCLOSURE	Filing Date	November 25, 2003		
STATEMENT BY APPLICANT	First Named Inventor	Steven Glenn Keener		
<i>a</i> 1	Art Unit	1742		
(Use as many sheets as necessary)	Examiner Name	Wyszomierski, George P.		
Sheet 1 of 1	Attorney Docket Number	02-1231(BOE0391)		

Examiner	Cite	NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of	
Initials*	No.1	the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		BOHN, R. et al; "Room temperature mechanical behavior of silicon doped TiA1 alloys with grain sizes in the nano- and submicron-range"; ACTA MATERIALIA ELSEVIER UK, Vol. 49, No. 2, January 22, 2001; pages 299-311	
		FANTA, G. et al; "Effect of ultrafine grained microstructures on the hot-workability of intermetallic/ceramic composites based on gamma - TiA1"; INTERMET; INTERMETALLICS JAN 2001 ELSEVIER SCIENCE LTD. Exeter, Engl., Vol. 9, No. 1, January 2001, pages 45-49	
		JAE HOON CHOI et al; "Consolidation behavior of nanocrystalline al-5AT.%TI alloys synthesized by cryogenic milling"; JOURNAL OF ALLOYS AND COMPOUNDS, ELSEVIER SEQUOIA, LAUSANNE, CH; vOL. 315, nO. 1/2, fEBRUARY 9, 2001; pages 178-186	

Examiner	Date
Signature	Considered

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.